VIRGINIA BOARD OF NURSING INFORMAL CONFERENCES October 13, 2009

TIME AND PLACE: The informal conferences held before an Agency Subordinate of the Board of

Nursing were convened at 9:30 A.M., on October 13, 2009 in Board Room 1, Department of Health Professions, 9960 Mayland Drive, Suite 201, Richmond,

Virginia.

AGENCY

SUBORDINATE: Janet B. Younger, R.N., P.N.P., Ph.D.

STAFF PRESENT: Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director

Mary Beth Shelton, Adjudication Specialist

CONFERENCES SCHEDULED:

Mary Katherine Cummings, R.N. 0001-081858

Ms. Cummings appeared, accompanied by Laura Cook and Mark Haskins.

Ms. Cummings was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Cummings unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Cummings within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Irma L. Suner-Waldrep, R.N. 0001-078351, L.N.P. 0024-165311

Ms. Suner-Waldrep appeared, accompanied by attorney, Anise Kelly; and husband, Brad Waldrep.

Nancy Gore was also present and provided information to the Board in the matter related to Ms. Suner-Waldrep.

Ms. Suner-Waldrep was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Suner-Waldrep unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Suner-Waldrep within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES CONTINUED:

Roberta R. Buckman, R.N. 0001-116684

Ms. Buckman did not appear.

Based upon information provided by Ms. Shelton, Dr. Younger ruled that adequate notice was provided to Ms. Buckman.

A recommended decision will be made and mailed to Ms. Buckman within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order.

CONFERENCES SCHEDULED:

Meredith A. Bethea, R.N. 0001-202948

Ms. Bethea appeared, accompanied by attorney, Anne Glenn; Lauren Cole, Chief Nursing Officer, Montgomery Regional Hospital; Hilda Burnette, Department Leader, Montgomery Regional Hospital; and Jennifer Brumfield, Risk Manager, Montgomery Regional Hospital.

Ms. Bethea was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Bethea unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Bethea within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Michele Scanlon, R.N. 0001-090298; L.N.P. 0024-090298

Ms. Scanlon appeared, accompanied by attorney, William McKee and his assistant, Carrie Rice.

Ms. Scanlon was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Scanlon unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Scanlon within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Cynthia Williams, R.N. 0001-197176

Ms. Williams appeared, accompanied by husband, Mark Williams.

Ms. Williams was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Williams unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Williams within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The conferences were concluded at 3:45 P.M.

Gloria D. Mitchell, R.N., M.S.N., M.B.A. Deputy Executive Director

Draft - Unapproved

VIRGINIA BOARD OF NURSING SPECIAL CONFERENCE COMMITTEE October 13, 2009

TIME AND PLACE:

The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:28 A.M., on October 13, 2009 in Board Room 4, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT:

Lynne M. Cooper, Citizen Member, Chairperson

Joyce A. Hahn, PhD., APRN, NEA- BC

STAFF PRESENT:

Brenda Krohn, R.N., M.S., Deputy Executive Director

OTHERS PRESENT:

Cynthia Gaines, Adjudication Specialist

CONFERENCES

SCHEDULED:

Chastity King, C.N.A. Reinstatement Applicant 1401-105482

Ms. King appeared.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:59 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. King. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:14 A.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to issue an order to reinstate the certificate of Chastity King to practice as nurse aide and to issue an unrestricted certificate.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. King unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. King within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Teresa Spradlin, C.N.A. Reinstatement Applicant 1401-070611

Ms. Spradlin appeared.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Spradlin. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:58 A.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to issue an order to reinstate the certificate of Teresa Spradlin to practice as nurse aide and to issue an unrestricted certificate.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Spradlin unless a written

request to the Board for a formal hearing on the allegations made against her is received from Ms. Spradlin within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Ronnie Chandler, C.N.A. Reinstatement Applicant 1401-062970

Mr. Chandler appeared.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:39 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Chandler. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 12:10 P.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to issue an order to reinstate the certificate of Ronnie Chandler to practice as a nurse aide contingent upon verification of entry into the Health Practitioners Monitoring Program within 30 days of the order becoming final. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Chandler unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Chandler within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Samantha Walsh, C.N.A. Applicant

Ms. Walsh appeared.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:06 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Walsh. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 1:15 P.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to recommend the Board issue an order to approve Samantha Walsh's application to take the NNAAP examination and issue an unrestricted certification as a nurse aide upon successful completion of the exam. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Walsh unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Walsh within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Jason S. Gullion, C.N.A. 1401-120878

Mr. Gullion appeared, accompanied by his mother and stepfather, Mr. and Mrs. Cullop.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:38 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Gullion. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:57 P.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations. The motion was seconded and carried unanimously.

CONFERENCES SCHEDULED:

Kathleen Mitchell, R.N. Reinstatement Applicant 0001-070099

Ms. Mitchell appeared.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:56 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mitchell. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 4:11 P.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to issue an order to reinstate the license of Kathleen Mitchell to practice a professional nurse contingent upon verification of entry in the Health Practitioners Monitoring Program within 30 days of the order becoming final.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Mitchell unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Mitchell within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Helen Waters, C.N.A. 1401-118825; R.M.A. 0031-000851

Ms. Waters did not appear.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 4:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Waters. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 4:26 P.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to issue an Order of reprimand to Helen Waters.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Waters unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Waters within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Amous Hagwood, C.N.A. Reinstatement Applicant 1401-105208

Mr. Hagwood did not appear.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 4:30 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Hagwood. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 4:35 P.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to issue an order to deny Amous Hagwood's petition for reinstatement of his certificate to practice as nurse aide in Virginia. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Hagwood unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Hagwood within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Idaetta Lambert, C.N.A. 1401-102920; R.M.A. Applicant

Ms. Lambert did not appear.

CLOSED MEETING:

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 4:36 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lambert. Additionally, Dr. Hahn moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 4:45 P.M.

Dr. Hahn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Hahn moved to offer Idaetta Lambert a consent order for revocation of her nurse aide certificate with a finding of abuse in lieu of a formal hearing. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Lambert and the Board

Dr. Hahn moved to recommend the Board issue an order to deny Ms. Lambert's application to take the registered medication aide exam. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Lambert unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Lambert within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 4:50 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director